IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE FIFTEENTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 2131 of 2004

Between:

K.Shobhan Rao, s/o K.Prakash Rao, aged about 35 years, Occ: Contractor,

r/o Indhanpalli Village, Jannaram Mandal, Adilabad District.

..... PETITIONER

AND

1 The District Collector, Adilabad District
2 District Panchayat Officer, Adilabad District
3 Extension Officer (PR & RD), Jennaram, Adilabad District
4 Divisional Panchayat Officer, Nirmal, Adilabad District
5 Revenue Divisional Officer, Nirmal, Adilabad District
6 Sreepathi Anandam, s/o Rajaiah, Contractor, r/o Badampalli (v), Jannaram (m), Adilabad District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction particularly one in the nature of writ of mandamus declaring the action of the respondent No.1 in awarding the sand mining lease on the bank of Godavari at Badampalli village of Jannaram Mandal, Adilabad District in favour of respondent No.6 herein for the period from 01-01-2004 to 30-09-2004 on nomination basis for Rs.27,000/- under Certificate No.357/K4.Pts/02 dt.9-1-2004 as illegal, arbitrary and unconstitutional as also opposed to the provisions of A.P. Minor Mineral Concessions Rules, 1966 and issue a consequential direction directing the respondents to conduct auction for the subject sand mining lease.

Counsel for the Petitioner: MR.J.VENKATESWARA REDDY, Advocate.

Counsel for the Respondents1 to 5:Govt. Pleader for Panchayat Raj.

Counsel for respondent No.6: Mr.J.V.S.Prabhakar Rao, Advocate.

The Court made the following :

Oral Order:

Learned Additional Advocate General submits that lease granted in favour of the 6th respondent was terminated on 12-03-2004. In view of the same, cause in the writ petition does not survive and the writ petition has become infructuous.

Recording the same, writ petition is dismissed as infructuous as having become infructuous. No costs.

_____ A.GOPAL REDDY, J.

15-07-2004

Murthy

ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

1 The District Collector, Adilabad District
2 District Panchayat Officer, Adilabad District
3 Extension Officer (PR & RD), Jennaram, Adilabad District
4 Divisional Panchayat Officer, Nirmal, Adilabad District
5 Revenue Divisional Officer, Nirmal, Adilabad District
6. Two CCs to the Govt. Pleader for Panchayat Raj, High Court Buildings (out)

7. Two CD copies.